

FORM PTO-1390
(REV 10-94)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

11123:0101USWO

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)
Filed here with **10/549546**

INTERNATIONAL APPLICATION NO.

PCT/FR/2004/000723

INTERNATIONAL FILING DATE

March 24, 2004

PRIORITY DATE CLAIMED

March 25, 2003

TITLE OF INVENTION

BENZENESULPHONAMIDE DERIVATIVES, METHOD FOR PRODUCTION AND USE THEREOF FOR TREATMENT OF PAIN

APPLICANT(S) FOR DO/EO/US

BARTH et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ A Signed oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98, form 1449, 5 references
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Verification of Translation 1 page; Application Data Sheet, 6 pages, International Publication WO 2004/087700 A1, Form PCT/ISA/210, Form PCT/IB/301, PCT Request, Form PCT/IB/306, Form PCT/IB/308, Form PCT/IB/311, Form PCT/ISA/220, Form PCT/ISA/224, Form PCT/ISA/237

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)

INTERNATIONAL APPLICATION NO.

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10/549546

PCT/FR2004/000723

IC20 Rec'd PCT/PTO 14 SEP 2005

11123.0101USWO

BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):

[X] a) Basic National fee.....	\$300.00	\$300.00
[X] b) Examination fee.....	\$200.00	\$200.00
[X] c) Search fee.....	\$500.00	\$500.00

TOTAL OF ABOVE CALCULATIONS = \$1,000.00

Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate	
146	-100 = 46	/50 =	X \$250.00	\$250.00

Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	9	-20 = 0	X \$50.00	\$0.00
Independent claims	1	-3 = 0	X \$200.00	\$0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$0.00

TOTAL OF ABOVE CALCULATIONS = \$1,250.00

Reduction by 1/2 for filing by small entity, if applicable. Small entity status is claimed pursuant to 37 CFR 1.27

\$0.00

SUBTOTAL = \$1,250.00

Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).

+ \$0.00

TOTAL NATIONAL FEE = \$1,250.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

+ \$40.00

TOTAL FEES ENCLOSED = \$1,290.00

Amount to be:	
refunded	\$0.00
charged	\$0.00

a. [X] Check(s) in the amount of \$1,250.00, \$40.00 to cover the above fees is enclosed.

b. [] Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-2725.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Gregory A. Sebald
MERCHANT & GOULD
P.O. Box 2903
Minneapolis, MN 55402-0903

SIGNATURE: _____

NAME: Gregory A. Sebald

REGISTRATION NUMBER: 33,280

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BARTH et al.

JC06 Rec'd PCT/PTO 14 SEP 2005

Docket: 11123.0101USWO

Title: BENZENESULPHONAMIDE DERIVATIVES, METHOD FOR PRODUCTION AND USE THEREOF FOR TREATMENT OF PAIN

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 495848271 US

Date of Deposit: September 14, 2005

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450.

By: 

Name: David Orin

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- ☒ National Stage PCT Patent Application: Verification of Translation 1 pg; Spec. 138 pgs; 9 claims; Abstract 1 pgs.

The fee has been calculated as shown below in the 'Claims as Filed' table.

- ☒ A signed Combined Declaration and Power of Attorney
- ☒ Assignment of the invention to Laboratoires Fournier S.A., Recordation Form Cover Sheet
- ☒ A check in the amount of \$1250.00 to cover the Filing Fee
- ☒ A check for \$40.00 to cover the Assignment Recording Fee.
- ☒ Information Disclosure Statement, Form 1449, 5 reference(s).
- ☒ Application Data Sheet, 6 pages.
- ☒ Other: Preliminary Amendment, Form 1390, International Publication WO 2004/087700 A1, Form PCT/ISA/210, Form PCT/IB/301, Form PCT Request, Form PCT/IB/306, Form PCT/IB/308, Form PCT/IB/311, Form PCT/ISA/220, Form PCT/ISA/224, Form PCT/ISA/237
- ☒ Return postcard

CLAIMS AS FILED

Number of Claims Filed	No.	In Excess of	Extra	Rate	Fee
Total Claims	9	20	0	\$50.00 =	\$0.00
Independent Claims	1	3	0	\$200.00 =	\$0.00
Multiple Dependent Claims Fee				=	\$0.00
Basic Filing Fee				=	\$300.00
Search Fee				=	\$500.00
Examination Fee				=	\$200.00
Utility Application Size Fee	146	100	46	\$250.00 =	\$250.00
Total				=	\$1250.00

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903 Minneapolis, MN 55402-0903
612.332.5300

By: 

Name: Gregory A. Sebal
Reg. No.: 33,280
Initials: GAS/ncb

23552

PATENT TRADEMARK OFFICE

PTO TRANSMITTAL - NEW FILING)

JC20 Rec'd PCT/PTO 1 4 SEP 2005

APPLICANT: BARTH Martine et al.

TITLE: BENZENESULPHONAMIDE DERIVATIVES, METHOD FOR PRODUCTION AND USE THEREOF
FOR TREATMENT OF PAIN

U.S. COMPLETION OF

INTERNATIONAL APPLICATION PCT/FR2004/000723 FILED March 24, 2004

VERIFICATION OF A TRANSLATION

I, (name and address of translator) Marie-Claude NIEPS of 158, rue de
l'Université, 75007 PARIS – FRANCE hereby declare that:

My name and post office address are as stated above:

That I am knowledgeable in the English Language and the French Language and
that I believe the English translation of the specification, claims, and abstract relating to
International Application PCT/ FR2004/000723
filed on March 24, 2004 is a true and complete translation.

I hereby declare that all statements made herein of my own knowledge are true
and that all statements made on information and belief are believed to be true, and
further that these statements were made with the knowledge that willful false
statements and the like so made are punishable by fine or imprisonment, or both, under
Section 1001 of Title 18 of the United States Code and that such willful false
statements may jeopardize the validity of the application or any patent issued thereon.


(signature of translator)Date July 29, 2005